17:13

Merchant & Gould

An Intellectual Property Law Firm RECEIVED CENTRAL FAX CENTER

JAN 2 0 2005

3200 IDS Center 80 South Eighth Street Minneapolis, Minnesota 55402-2215 USA 1EL 612-332-5300 FAX 612-332-9081 www.merchantgould.com

A Professional Corporation

Fax Transmission

January 20, 2005

TO:

Commissioner for Patents

Attn: Examiner K. NOLAND

P.O. Box 1450

Alexandria, VA 22313-1450

FROM: Kate DeVries Smith

OUR REF:

8195.33U\$C1

TELEPHONE:

612.336.4710

Total pages, including cover letter: 12

PTO FAX NUMBER 1-703-872-9306

If you do NOT receive all of the pages, please telephone us at 612.336.4710, or fax us at 612.332.9081.

Title of Document Transmitted:

AMENDMENT: AND COMMUNICATION

REGARDING FILING DATE

Applicant:

FAGEN, ET AL.

Serial No.:

10/776,043

Filed:

FEBRUARY 9, 2004

Group Art Unit: 3653

Our Ref. No.:

8195.33USC1

Confirmation No. 2117

Please charge Deposit Account No. 13-2725 in the amount of \$450.00 for Two-Month Extension of Time. Please charge any additional fees or credit overpayment to Deposit Account No. 13-2725. Please consider this a PETITION FOR EXTENSION OF TIME for a sufficient number of months to enter these papers, if appropriate.

By: Name: Katherine M. DeVries Smith

Reg. No.: 42,157

I hereby certify that this paper is being transmitted by facsimile to the U.S. Patent and Trademark Office on the date shown below.

| Signature | Date |
|-----------|------|
| *-B | Date |

GEN033.DOT

JAN-20-05

17:13

FROM-Merchant & Gould

6123329081

T-564 P.002/012 F-394

RECEIVED
CENTRAL FAX CENTER

\$/N 10/776,043

JAN 2 0 2005

PATENT

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicant:

FAGEN ET AL.

Examiner:

K. NOLAND

Serial No.:

10/776,043

Group Art Unit:

3653

Filed:

FEBRUARY 9, 2004

Docket No.:

8195.33USC1

Title:

DISPENSER PACKAGE ARRANGEMENT; AND, METHOD

CERTIFICATE UNDER 37 CFR 1.6(d): I hereby certify that this paper is being transmitted by facsimile to the U.S. Patent and Trademark Office on January 20, 2005.

By: Kate De Vries Smith

AMENDMENT

Commissioner for Patents P.O. Box 1450 Alexandria, VA 22313-1450

Dear Sir:

In response to the Office Action mailed August 20, 2004 please amend the abovereferenced application for patent as follows:

Amendments to the Claims are reflected in the listing of claims that begins on page 2 of this paper.

Remarks/Arguments begin on page 5 of this paper.